

House Study Bill 164

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
STATE GOVERNMENT BILL
BY CHAIRPERSON ELGIN)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act concerning authorizing table games and operating a moored
2 barge for certain dog racetracks and excursion boats located
3 in the same county and providing an effective date.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 TLSB 2423XC 81
6 ec/sh/8

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1 1 Section 1. Section 99F.4A, subsection 8, unnumbered
1 2 paragraph 1, Code 2005, is amended to read as follows:
1 3 The commission shall, upon the immediate payment of the
1 4 applicable table games license fee and submission to the
1 5 commission by June 1, 2005, of an application by a licensee of
1 6 a pari-mutuel dog or horse racetrack licensed to conduct
1 7 gambling games at a pari-mutuel racetrack enclosure, issue a
1 8 license to the licensee to conduct table games of chance,
1 9 including video machines that simulate table games of chance,
1 10 at the pari-mutuel racetrack enclosure subject to the
1 11 requirements of this subsection. ~~However, a table games~~
~~1 12 license may only be issued to a licensee required to pay a~~
~~1 13 table games license fee of three million dollars under this~~
~~1 14 subsection if the licensee, and all other licensees of an~~
~~1 15 excursion gambling boat in that county, file an agreement with~~
~~1 16 the commission authorizing the granting of a table games~~
~~1 17 license under this subsection and permitting all licensees of~~
~~1 18 an excursion gambling boat to operate a moored barge as of a~~
~~1 19 specific date.~~ The licensee shall be granted a table games
1 20 license by the commission without conducting a separate
1 21 referendum authorizing table games upon payment of the
1 22 applicable license fee to the commission which table games
1 23 license fee may be offset by the licensee against taxes
1 24 imposed on the licensee by section 99F.11, to the extent of
1 25 twenty percent of the table games license fee paid pursuant to
1 26 this subsection for each of five consecutive fiscal years
1 27 beginning with the fiscal year beginning July 1, 2008. Fees
1 28 paid pursuant to this subsection are not refundable to the
1 29 licensee. A licensee shall not be required to pay a fee to
1 30 renew a table games license issued pursuant to this
1 31 subsection. Moneys collected by the commission from a table
1 32 games license fee paid under this subsection shall be
1 33 deposited in the rebuild Iowa infrastructure fund created in
1 34 section 8.57.
1 35 Sec. 2. Section 99F.7, subsection 2, paragraph b, Code
2 1 2005, is amended to read as follows:
2 2 b. However, an applicant or licensee of an excursion
2 3 gambling boat that is located in the same county as a
2 4 racetrack enclosure conducting gambling games ~~shall not be~~
~~2 5 allowed to operate a moored barge unless either of the~~
~~2 6 following applies:~~
2 7 (1) ~~If the licensee is located in the same county as a~~
~~2 8 racetrack enclosure conducting gambling games that had less~~
~~2 9 than one hundred million dollars in adjusted gross receipts~~
~~2 10 from gambling games for the fiscal year beginning July 1,~~
~~2 11 2003, the licensee of an excursion gambling boat is authorized~~
~~2 12 to operate a moored barge if the licensee, the licensee of the~~
~~2 13 racetrack enclosure, and all other licensees of an excursion~~
~~2 14 gambling boat in that county file an agreement with the~~
~~2 15 commission agreeing to the granting of a table games license~~
~~2 16 under this chapter and permitting all licensees of an~~
~~2 17 excursion gambling boat in the county to operate a moored~~

2 18 barge as of a specific date.

2 19 ~~(2) If the licensee is located in the same county as a~~

~~2 20 racetrack enclosure conducting gambling games that had one~~

2 21 hundred million dollars or more in adjusted gross receipts

2 22 from gambling games for the fiscal year beginning July 1,

2 23 2003, ~~the licensee of an excursion gambling boat is shall only~~

~~2 24 be~~ authorized to operate a moored barge the earlier of July 1,

2 25 2007, or the date any form of gambling games, as defined in

2 26 this chapter, is operational in any state that is contiguous

2 27 to the county where the licensee is located.

2 28 Sec. 3. EFFECTIVE DATE. This Act, being deemed of

2 29 immediate importance, takes effect upon enactment.

2 30 EXPLANATION

2 31 This bill provides that a racetrack enclosure with less

2 32 than \$100 million in gross receipts for the fiscal year

2 33 beginning July 1, 2003, and located in the same county as an

2 34 excursion gambling boat can obtain a table games license

2 35 without obtaining an agreement with the excursion gambling

3 1 boat located in that county to allow the racetrack to obtain a

3 2 table games license in exchange for allowing the boat to

3 3 operate as a barge. The bill also provides that the excursion

3 4 gambling boat is not required to obtain an agreement from the

3 5 racetrack to operate a moored barge.

3 6 The bill takes effect upon enactment.

3 7 LSB 2423XC 81

3 8 ec:nh/sh/8